

Regular Meeting of the City Council

Austin Texas March 5th 1900

Hon J.W.B. McCall Mayor presiding

Roll Called

Present Aldermen Blumham Fischer Glass Morris Mortimer
Nolen & Stumpf

7

Absent None

None app.

On motion the minutes were approved as recorded by the Clerk without reading.

Reports of City Officers

Open Air
offices
May 1900

The Mayor laid before the Council the reports of the various City Officers, except the Treasurer, for the month of February, which were referred to their appropriate Committees without reading -

The following is a synopsis of the reports -

By the Assessor & Collector,

No collections as follows.

From General Revenue Tax

" License Tax	\$ 739.45
" Fines in Mayors Court	247.70
" Pound fees & Sales	262.00
" Penalty, Interest & Costs (of Taxes)	28.50
Total General fund.	<u>14206.</u>
" Dr. Wm. A. Clark sinking fund	\$ 1419.71
" Old bonds " " "	538.74
" School Tax	50.48
Total Collections	<u>286.88</u>
	\$ 2,290.26

Referred to Finance Committee

By the City Clerk

Total amount of warrants issued against the
General fund during the month

\$ 4947.95

Referred to Finance Committee

By the City Marshal

Total fines assessed in Mayors Court \$389.00

Paid in Cash \$213.90

Written out 148.00

Carried forward 32.10 \$389.00

Pound fees Collected

\$14.85

Referred to Police Committee

By the City Physician

Total Number of patients in Hospital Feb 1st 1900

33

" " " admitted " " 6

" " " deceased " " 11

" " " released " " 1

" " " patient running " 25 " 27

" " " to hospital 96

" " " visitors 380

Number of small pox cases reported during the month

" " Scarlet fever "	" "	" "
" " Diphtheria "	" "	" "

6

4

1

All cases of small pox, Scarlet fever & Diphtheria have been dismissed. No cases now in the City-

Referred to Hospital Committee

By the City Sexton

Total number of deaths

8

White 11

Col'd 2

Male 6

Female 7

Still born 5

Referred to Cemetery Committee

Reports of Standing Committees

Right Finance

Proposed to print new map.

Alderman Stumpf for the Finance Committee to whom was referred a communication from the Board of Equalization, submitting a proposition from the Austin Real Estate and Abstract Company to publish a new and correct map of the City, presented a report recommending that the proposition be accepted and that the Mayor be authorized to at once enter into contract with the Company upon the terms proposed in their proposition. The report of the Committee was adopted.

Proposition

Austin Real

Estate & Abstract

Co accepted

to print new map.

Proposition from the Austin Real Estate and Abstract Company to publish a new and correct map of the City, presented a report recommending that the proposition be accepted and that the Mayor be authorized to at once enter into contract with the Company upon the terms proposed in their proposition. The report of the Committee was adopted.

Unfinished business

ord. \$10.000
St work
proposed

The Mayor laid before the Council an ordinance appropriating the sum of \$10.000. for street work. The ordinance was read the third time and passed by the following vote

Yea Aldermen Dunham Glaz Morton & Kolan

4

Nay Aldermen Ficken Morris & Stumpf

3

The Mayor laid before the Council the following Veto Message
Mayors Office Austin Texas

March 5th 1900

To the Honorable City Council:

Citizens:

Mayor's Veto
Resolution
No. 1

I herewith return without my approval the resolution passed by your honorable body on the 28th day of February 1900, authorizing the Water & Light Committee of the City Council to engage the services of T. J. Grayson to assist the City Attorney in defending the suit recently instituted against the City by the Water, Light & Power Commission.

The case is not a difficult one; it is a plain question of law and of fact, and the facts, like the law, is of record. The City Attorney is eminently qualified to handle the case, and able to present the law and facts in the same as well as it can possibly be done. In the City's present financial condition we should not pay out sums of money unless there is an imperative public necessity for it. For these reasons I cannot approve the resolution.

Respectfully

John McCall Mayor

Alderman Glass moved to reconsider the vote by which the resolution
to sustain was passed, which motion prevailed.

The motion was then put. Shall the resolution pass notwithstanding
the Mayor's objections, and the motion lost by the following vote
Years Aldermen Durham Glass Martineau & Malon 4
Mayors Alderman Fischer Morris 3

The Mayor then laid before the Council the following Veto Message
Mayors Office Austin Texas

March 5th 1900

To the Honorable City Council:

Gentlemen:

I herewith return without my

Approval the ordinance entitled "An ordinance to carry
into effect within the City of Austin, Texas, the requirements of
the Act of the 26th Legislature of the State of Texas, passed March
Ordinance 15th A.D. 1899, and entitled "An act to establish and create
in each of the Cities, Towns and Villages of the State, a State
Court to be known as the Corporation Court, of such City, Town
or Village, and to prescribe the jurisdiction and organization thereof,
and to abolish Municipal Courts", passed by your honorable
body on Feb'y 28th 1900;

For the reason that it has the effect of imposing
upon our citizens increased burdens. It is provided that the
Judge shall receive \$1200. per year, the Clerk \$900., and the Attorney
\$600. making an aggregate expense each year of \$2700.

I beg to suggest that the citizens of Austin whose representatives
we are do not ask, and I think would not approve any act
on our part which makes them pay out any unnecessary
sum of money.

Under the present form of administering the law there
was paid into the City Treasury during the year 1899 in fines
\$2,326.55 which was used to meet the current expenses of the
City during the year.

If these additional offices had then existed that
sum of money would not have been used to meet these
expenses, but would have been absorbed by the new offices, and
the City would still have been indebted to them in the sum
of about \$400.

In my humble opinion these new offices are not
only expensive but unnecessary. It is believed that no man
whom the people shall select as competent the Mayor shall be
incompetent to impose a fine for a petty offence. In short,
Gentlemen, I think we have offices already sufficient to
administer the law and to add to the number will
create additional expense, and greater trouble the
burden now resting upon the people.

when the indebtedness of Austin shall have decreased and her population greatly increased, when the streets and pavements of the City shall have been properly worked, and "The Rookery upon the Hill" shall have been supplanted by a respectable structure (more fit for the abode of man than of bats) then we may feel excused from putting on airs and indulging in luxuries; but that fondly looked for day has not yet arrived. The Canvass in the late October was made upon economy and reform and a reduction of the number of offices and employees of the City; and in obedience to this demands of the Citizens the Legislature passed a special act granting a Charter making it possible to carry out these demands.

The law provides that as soon as practicable this Court shall be created. I take this to mean that where the necessity exists and the circumstances demand the Court it should be put into operation. In my opinion that time has not arrived.

For these reasons I feel it my duty to respectfully Veto the ordinance.

Respectfully,

Fred. McCall Mayor

Alderman Dunham moved that the Mayors and the ordinance be laid on the Table subject to ball, which motion was lost.

Alderman Mortimer moved to reconsider the Veto by which the ordinance was passed which motion prevailed by the following vote

Yea's Aldermen Fischer Morris Mortimer & Nolen	4
Nay's Alderman Dunham Glass Stumpf	3.

The Motion was then put, shall the ordinance pass notwithstanding standing the Mayors objections and the motion lost by the following vote

Yea's. Alderman Glass Mortimer & Nolen	3
Nay's Alderman ^{Dunham} Fischer Morris Stumpf	4

New business

Alderman Dunham offered the following resolution

"Resolved that the Cemetery Committee be authorized to have the fence around the cemetery repaired and that they report to the Council what steps are necessary to protect the graves and shrubbery therein from the depredations by chickens and other animals"

Alderman Fischer moved to amend the resolution by adding "and that they shall report to the Council at the next meeting the last of June" The amendment was accepted by Alderman Dunham and the resolution as amended was passed

Alderman Dunham offered the following resolution which was read and adopted "Resolved that the Hospital Committee be instructed to dispose of one cow now at the pasture of Paul Strohman at once" The Mayor stated that he carriage desired to establish a shooting gallery within the City limits, and that under the ordinances of the City it was necessary for the Council to authorize the Assessors & Collector to issue a license for the same. He further stated that he had examined

the premises upon which the gallery was proposed to be erected and considered them safe and recommended that the Assessor and Collector be authorized to issue him a license Alderman Fischer moved that the Assessor & Collector be authorized to issue the license which motion prevailed

Feb 11th 1900
Approved
By Alderman Stumpf An ordinance appropriating the sum of \$1449.58 to pay approved accounts, The ordinance was read the first time & on motion the rule was suspended and the ordinance placed on its second reading by the following vote
Yea Aldermen Dunham Fischer Glass Morris Martinen Nolen and Stumpf 7
Nays None.

The ordinance was read the second time. Alderman Morris moved to amend by adding "To pay the claim of A Pils for damage to Wayw. #15 which was last" and the claim of Pils referred to the claims & accounts Committee

Approved
The ordinance was then passed under a suspension of the rule by the following vote
Yea Aldermen Dunham Fischer Glass Morris Martinen Nolen and Stumpf 7
Nays None

Feb 15th 1900
Spec Police
Approved
By Alderman Stumpf An ordinance appropriating the sum of \$15.53 to pay the salaries of special Policemen for the month of Feb 1900. The ordinance was passed under suspension of the rules by the following vote
Yea Aldermen Dunham Fischer Glass Morris Martinen Nolen and Stumpf 7
Nays None

Feb 18th 1900
off & employees
Approved
By Alderman Stumpf An ordinance appropriating the sum of \$2486.21. To pay the salaries of Officers and employees of the City for the Month of March 1900. The ordinance was passed under suspension of the rules by the following vote
Yea Aldermen Dunham Fischer Glass Morris Martinen Nolen and Stumpf 7
Nays None.

Approved
recommended
stand in table
subject to call
Alderman Dunham stated that he doubted the authority of the Council, under the Charter to appropriate money to pay approved accounts, until the Budget had been made and adopted, hence he moved to reconsider the vote by which the Council had passed the ordinance to pay approved accounts, which motion prevailed

Approved
120. Wm. H. Stumpf
Approved
By Alderman Stumpf An ordinance appropriating the sum of \$120.00 to pay the salaries of drivers of street teams for the Month of March 1900. The ordinance was passed under suspension of the rules by the following vote
Yea Aldermen Dunham Fischer Glass Morris Martinen Nolen Stumpf 7

Nays None

By Alderman Glass An Ordinance appropriating the sum
of \$320.00 to pay the Salaries of Sanitary employees for the Month of
March 1900. The ordinance was passed under Suspension of the
rules by the following Vote

Yea's Alderman Blumham Fisher Glass Morris Martinen
Molen Stumpf

Nays None

On Motion the Council adjourned

G. O. Johnson
City Clerk